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WALTER WILHELM LAW GROUP  
A Professional Corporation  
Riley C. Walter #91839  
Matthew P. Bunting #306034  
Danielle J. Bethel #315945  
205 East River Park Circle, Ste. 410  
Fresno, CA 93720  
Telephone: (559) 435-9800  
Facsimile: (559) 435-9868  
E-mail: [rileywalter@w2lg.com](mailto:rileywalter@w2lg.com)

Chapter 9 Counsel

MCCORMICK BARSTOW, LLP  
Timothy L. Thompson #133537  
Mandy L. Jeffcoach #232313  
Nikole E. Cunningham #277976  
7647 N. Fresno Street  
Fresno, CA 93720  
Telephone: (559) 433-1300  
Facsimile: (559) 433-2300  
E-mail: [mandy.jeffcoach@mccormickbarstow.com](mailto:mandy.jeffcoach@mccormickbarstow.com)

District Counsel

IN THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

In re

TULARE LOCAL HEALTHCARE  
DISTRICT, dba TULARE  
REGIONAL MEDICAL CENTER,

Debtor.

Tax ID #: 94-6002897  
Address: 869 N. Cherry St.  
Tulare, CA 93274

CASE NO. 17-13797

Chapter 9

DC No.: WW-26

Date: February 15, 2018  
Time: 9:30 a.m.  
Place: 2500 Tulare Street  
Fresno, CA 93721  
Courtroom 13  
Judge: Honorable René Lastreto II

DECLARATION OF DANIELLE J. BETHEL IN SUPPORT OF MOTION FOR ORDER  
APPROVING AGREEMENT RELATING TO RELIEF FROM THE AUTOMATIC STAY  
(CALDERON)

1 I, Danielle J. Bethel, hereby declare and represent as follows:

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3 1. My name is Danielle J. Bethel. I am attorney at Walter Wilhelm Law  
4 Group ("W2LG") which is counsel for the Debtor. This proceeding was commenced by  
5 the filing of a voluntary petition.

6 2. W2LG maintains an office at 205 E. River Park Circle, Suite 410, Fresno,  
7 California 93720.

8 3. I have personal knowledge that the facts set forth in this declaration are  
9 true, except on those matters stated on information and belief, which I believe to be  
10 true. If I were called as a witness in connection with this proceeding, I could and would  
11 testify competently to the matters stated herein.  
12

13 4. I have personally reviewed the Motion for Order Approving Stipulation for  
14 Relief From Stay ("Motion") which seeks an order pursuant to 11 U.S.C. §§ 901 and 362  
15 as complimented by FRPB 4001(d) approving the Stipulation for Relief From the  
16 Automatic Stay ("Stipulation") entered into between TRMC and Jiame Calderon and The  
17 Three Children of Jiame Calderon and Ana Calderon (deceased)(collectively  
18 "Plaintiffs").  
19

20 5. As stated in the Motion and Stipulation, TRMC and Plaintiffs (collectively,  
21 "the Parties") are parties in an action commenced by Plaintiff in the Tulare County  
22 Superior Court styled *Jiame Calderon v. Adanna Ikedilo, M.D., Tulare Regional Medical*  
23 *Center, et al., U.S. District Court, Eastern District of California, Fresno Division, Case*  
24 *No. 1:17-cv-00040* (the "Lawsuit").  
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1           6. After negotiation, the Parties have stipulated to terms and conditions  
2 concerning continuation of the Lawsuit ("Stipulation"). A true and correct copy of the  
3 Stipulation is attached to the Motion as Exhibit A.

4           7. Essentially, by the Stipulation, the Parties agree that (1) Plaintiffs shall be  
5 permitted to prosecute the Lawsuit to settlement or judgment against TRMC and/or the  
6 other defendants in the Lawsuit for the purposes of determining the liability and  
7 damages, if any, of TRMC and/or the other defendants with respect to the Litigation;  
8 and (2) that Plaintiffs recovery against TRMC in the Lawsuit, if any, shall be limited to  
9 proceeds available under any applicable liability coverage, if any, and by Plaintiffs'  
10 waiver of the right to collect the first \$100,000 of any settlement or judgment against  
11 TRMC.

12           I declare under penalty of perjury under the laws of the United States of America  
13 that the foregoing is true and correct to the best of my information and belief.

14           Executed this 19 day of January, 2018, at Fresno, California.

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18 Danielle J. Bethel  
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